



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 989.6442P

In re Application of: Cerutti et al.

Serial No: 08/975,982

Art Unit: 1804

Filed: November 21, 1997

Examiner: Not yet known

For: RECOMBINANT BACULOVIRUS AND ITS USE FOR THE PRODUCTION OF MONOCLONAL ANTIBODIES

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF APPLICATION  
FILING DATE GRANTED**

RECEIVED

MAY 26 1998

The Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

In response to the "Notice to File Missing Parts of Application -- Filing Date Granted," mailed from the U.S. Patent and Trademark Office on February 17, 1998, the following are submitted herewith and form a part of this response:

1. A check in the amount of \$395.00 as payment of the statutory basic filing fee, the surcharge (\$65.00), and (\$40.00) as payment of the statutory assignment filing fee;
2. A copy of Notice to File Missing Parts of Application -- Filing Date Granted;

\* \* \* \* \*

Certification Under 37 CFR 1.8

Date of Deposit May 13, 1998

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

LAW OFFICES  
Weiser & Associates, P.C.  
SUITE 500  
230 SO. FIFTEENTH ST.  
PHILADELPHIA, PA 19102  
(215) 875-8383  
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Kim Sheehan  
(Name of person mailing)

Kim Sheehan  
(Signature of person mailing)

3. Combined Declaration and Power of Attorney;
4. Recordation Form Cover Sheet;
5. Assignment;
6. Amendment and Submission of Sequence Listing Under 37 CFR §1.821-1.825
7. Statement to Support Filing and Submission
8. Sequence Listing (paper copy)
9. Diskette containing Sequence Listing (Ascii format)

The Commissioner is hereby authorized to charge payment of any additional fees required under 37 CFR §§ 1.16 and 1.17 which are associated with this communication or credit any overpayment to Deposit Account No. 23-0813 in the name of Weiser & Associates, P.C.. Two copies of this document is enclosed.

Respectfully submitted,



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GERARD J. WEISER  
Registration No. 19,763  
Attorney for Applicant  
Phone: (215) 875-8383

Date: May 13, 1998



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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08/975,982 11/21/97 CERUTTI M 989,6442

0232/0217

GERARD C WEISER  
230S 15TH STREET  
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PHILADELPHIA PA 19102

NOT ASSIGNED

1804  
DATE MAILED:

02/17/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 600 for a ☐ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ large entity ☐ small entity (verified statement filed), is \$ 460.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
- ☐ insufficient.

Applicant must submit \$ 395 to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required. Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

- ☐ is missing.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are:

- ☐ missing.
- ☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.  
08/22/98 RECEIVED 00000010-08975982  
05/22/98 Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER  
01 FC:201 395.00 OP  
02 FC:205 65.00 OP

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the response.**

[Signature]  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202